

ORIGINAL

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FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

JAN 27 2007

ATTORNEY FOR PLAINTIFF

at 8 o'clock and 25 min P M
SUE BEITIA, CLERK

IN THE UNITED STATES DISTRICT COURT

DISTRICT OF HAWAII

ROBERT SHEREZ,	)	CIVIL NO. 04-00390 JMS-KSC
)	
Plaintiff,)	
)	
vs.	)	DECLARATION OF CRISTINA SAYURI
	)	OGAWA IN OPPOSITION TO THE
	)	DEFENDANTS' MOTION FOR
STATE OF HAWAII DEPARTMENT	)	SUMMARY JUDGEMENT;
OF EDUCATION; PATRICIA	)	CERTIFICATE OF SERVICE
HAMAMOTO, Superintendent of Hawaii)	
Schools, MEREDITH MAEDA, Principal,)	
Castle High School; SARA GRONNER OR)	
GRONNA, Vice Principal of Castle High	)	Hearing: Feb. 12, 2007
School.	)	Time: 9:00 AM
	)	Judge: J. Michael Seabright
Defendants.)	
	)	Trial; Date: March 28, 2007

DECLARATION OF CRISTINA SAYURI OGAWA IN
OPPOSITION TO DEFENDANT'S MOTION FOR SUMMARY JUDGEMENT

STATE OF HAWAII)
) SS
CITY AND COUNTY OF HONOLULU,)

CRISTINA SAYURI OGAWA, being first duly sworn upon oath and
upon penalty of perjury deposes that:

1. I, CRISTINA SAYURI OGAWA, am a colleague of Robert
Sherez, whom I have
known for several years.

2. I sat in and audited Mr. Sherez, GED class at

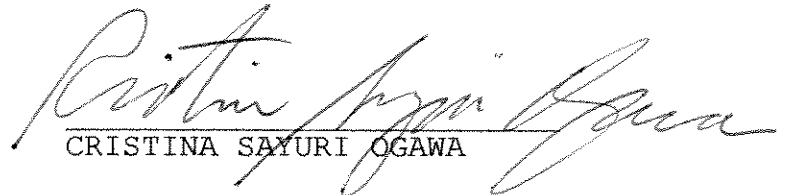
McKinley school for adults, with the permission of Mr. Won, because I was contemplating quitting my job, to accept a previous offer from the DOE to enter their teaching school.

3 While I was there Mr. Won told me and the other students, the secretaries and Mr. Sherez that the GED course had been extended to coincide with the GED testing date.

4. The enrollment in the class was being added to up until the very day it was suddenly stopped.

WHEREFORE, DECLARANT respectfully requests that the court deny the Defendant's Summary Judgment Motion and Grant Plaintiff's Counter Motion for Summary Judgment.

FURTHER DECLARANT SAYETH NAUGHT.


CRISTINA SAYURI OGAWA

CERTIFICATE OF SERVICE

I hereby certify that a copy of the Foregoing was duly served

upon the following on January 29, 2007

by hand delivery to:

Department Of The Attorney General, State Of Hawaii
Mark Bennett, Attorney General
Nelson Nabeta, Esq., Deputy A.G.
235 South Beretania Street, 15th Floor
Honolulu, Hawaii 96813

Attorneys for Defendants.

DATED: Honolulu, Hawaii January 27, 2007


ANDRE' S. WOOTEN
Attorney for Plaintiff